

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TENNESSEE
WESTERN DIVISION

FILED BY *AS* D.C.

2005 AUG -9 PM 12:06

THOMAS H. WILD
CLERK, U.S. DISTRICT COURT
W.D. OF TN, MEMPHIS

CECIL JOHNSON,

Plaintiff,

vs.

CADILLAC OF MEMPHIS, et al.,

Defendants.

Civ. No. 04-2140-B/P

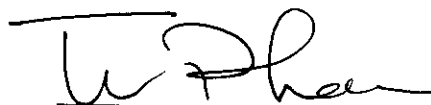
ORDER GRANTING IN PART PLAINTIFF'S MOTION TO SUBPOENA WITNESS

Before the court is plaintiff's Motion to Subpoena Witness, filed August 4, 2005 (Dkt #29). On August 9, 2005, the court held a telephone conference with Johnson and counsel for the defendants. At the conference, the parties agreed that at the pretrial conference before District Judge Breen on August 4, 2005, Judge Breen informed Johnson that he would be solely responsible for securing his own witnesses for trial, which is set for August 15, 2005.

The court GRANTS plaintiff's motion in part, and hereby directs the Clerk's Office to issue trial subpoenas for the following individuals: James Gordon, Mark Chambers, Jimmy Smith, Adam Dewayne Bobo, Jesse Russell, Steve Haywood, Orlando Ship, Chris Blaylock, and Gary Blaylock. Again, Johnson will be solely responsible for securing these witnesses for trial.

The plaintiff has withdrawn his request for subpoenas for Wesley Burrows and Andrea Lawrence. As for Gary Davis and EEOC Investigator Dewayne W. Johnson, the court finds that their proposed testimony are not relevant to the claims and defenses at issue in this case, and therefore Johnson's request for subpoenas for these witnesses is DENIED.

IT IS SO ORDERED.



TU M. PHAM
United States Magistrate Judge

August 9, 2005

Date



Notice of Distribution

This notice confirms a copy of the document docketed as number 32 in case 2:04-CV-02140 was distributed by fax, mail, or direct printing on August 9, 2005 to the parties listed.

William E. Norcross
NORCROSS LAW FIRM
890 Willow Tree Circle
Ste. 8
Cordova, TN 38018

Cecil Johnson
91 North Belvedere
Apt. #15
Memphis, TN 38104

Honorable J. Breen
US DISTRICT COURT